

**AUG 2 - 2006**

**O'BANION & RITCHEY <sup>LLP</sup>**  
INTELLECTUAL PROPERTY ATTORNEYS

Wells Fargo Center  
400 Capitol Mall, Suite 1550  
Sacramento, California 95814  
Tel. (916) 498-1010  
Fax (916) 498-1074

August 3, 2006

**TELECOPIER TRANSMITTAL SHEET**

**TELECOPY TO: COMMISSIONER FOR PATENTS**

**FAX NUMBER: (571) 273-8300**

**FROM: JOHN P. O'BANION**

**RE: 10/822,148  
UC03-392-2**

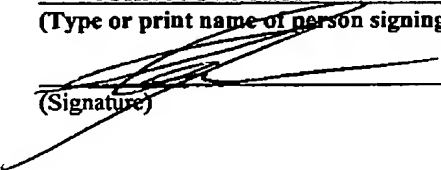
**CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR 1.8)**

I hereby certify that the enclosed:

**RESPONSE TO RESTRICTION REQUIREMENT (13 PAGES)**

is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 571-273-8300) on  
03 August 2006.

JOHN P. O'BANION  
(Type or print name of person signing certificate)

  
(Signature)

☒ Original will not follow

The information contained in this facsimile is highly confidential and may also be subject to attorney-client privilege. The information is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any use, distribution or copying of this communication is strictly prohibited. If you have received this in error, please notify us immediately by calling collect, and destroy this copy. Thank you.

**NUMBER OF PAGES SENT (INCLUDING COVER SHEET): 14**

**IF THERE ARE ANY PROBLEMS OR QUESTIONS, PLEASE CONTACT US AT (916) 498-1010.  
OUR FAX NO. IS (916) 498-1074.**

**RECEIVED**  
**CENTRAL FAX CENTER****AUG 2 - 2006****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/822,148 Confirmation No.: 1159  
Applicant : PEIDONG YANG ET AL.  
Title : FLUIDIC NANOTUBES AND DEVICES  
Filed : 04/08/2004  
TC/A.U. : 2826  
Examiner : DICKY, THOMAS L.  
Docket No. : UC03-392-2  
Cust. No. : 8156

**Mail Stop AMENDMENT**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sir:

In response to the Office Action mailed on May 15, 2006, please amend the above-identified U.S. patent application as follows.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks** begin on page 13 of this paper.